

(BY AUTHORITY.)
Laws of New Jersey.

CHAPTER COCCCLXVII.

A further supplement to an act entitled "An act to regulate the fisheries in the river Delaware and for other purposes," passed November 26th, one thousand eight hundred and eight.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That hereafter it shall not be necessary in any case to give the ten days notice heretofore required by the second section of a further supplement to an act entitled "An act to regulate fisheries in the river Delaware and for other purposes," approved February twenty-eight, one thousand eight hundred and seventy-two, this section to take effect when concurred in by the legislature of Pennsylvania.

Approved March 27, 1874.

CHAPTER COCCCLXVIII.

An act to amend an act entitled "A further supplement to an act entitled 'An act for the maintenance of husband children,' approved April tenth, eighteen hundred and forty-six," approved April fourth, eighteen hundred and sixty-four.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That section one of the above entitled act, approved April fourth, eighteen hundred and sixty-four, be amended, so that the same shall read as follows: Be it enacted by the Senate and General Assembly of the State of New Jersey, That upon the application of any overseer or overseers of the poor in any township in which the legal settlement of any bastard child is, or in which the legal settlement of any bastard child likely to be born may be, in any or more justice or justices of the peace of the county in which such township is situated the said justice or justices shall have and take such proceedings for the relief and indemnity of such township as he or they might or could have had taken if the said bastard child had been born or was likely to be born in such township by virtue of the act to which this is a supplement.

2. And be it enacted that this act shall take effect immediately.

CHAPTER COCCCLXIX.

An act to further define the duties of the fish commissioners of New Jersey.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That whenever there exists in the River or its tributaries, any dam which prevents the free passage of fish in said river or tributaries, it shall be the duty of the authorized fish commissioners of the state of New Jersey to examine, and if in their judgment, good and efficient fishways can be constructed thereon, or if there now be and inefficient fishways constructed in any dam spanning said river or its tributaries, and if in the judgment of said commissioners a majority thereof, the same can be made to accomplish the free passage of fish, then the said commissioners shall have power to cause efficient fishways to be so constructed, and may cause any fishways now existing in any dam spanning said river or its tributaries, which may by said commissioners be deemed inefficient to be repaired, remodelled, rebuilt, or reconstructed, under the supervision of said commissioners, in such way, design or manner as shall accomplish the purpose designed by this act.

2. And be it enacted, That whenever said commissioners deem it necessary to construct, rebuild, remodel or repair any fishway in any dam now spanning said river or its tributaries, so as to accomplish the purpose specified in this act, it shall be the duty of said commissioners to give notice in writing to said person or persons, company or corporations owning, leasing or holding said dam, that a fishway must be constructed, rebuilt, remodelled or repaired in said dam (as the case may be), which notice must be given between the first day of April, and the first day of June, in any year.

3. And be it enacted, That whenever said person or persons, company or corporation shall receive such notice as described in the section of this act, they shall construct, rebuild, remodel or repair said fishway at their own proper expense, and neglecting or refusing to commence the same within sixty days after receiving said notice, or who may unnecessarily delay the completion of said work, then the said commissioners shall have full power to cause said work to be done as described in this act, at the expense of the person or persons, company or corporation owning or holding said dam or dams; the said commissioners shall have power and shall collect the said expenses, with cost, in an action of debt, in any court in the state of New Jersey having jurisdiction of the same.

4. And be it enacted, That this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER COCCCLXXI.

A further supplement to an act for the relief of creditors against absconding and absent debtors.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That in case of the death of any defendant in attachment, after the return day of the writ of attachment, as provided for in the forty-eighth section of the act to which this is a supplement, it shall be lawful for the executors or administrators of such deceased defendant to enter a appearance to the suit of the plaintiff or plaintiffs therein, or of any creditor or creditors under the said attachment, in the manner and to the same effect as is provided for in the case of living defendants in the supplement to said act, approved March first, one thousand eight hundred and seventy-one; and thereupon such further proceedings may be had as are provided for in said supplements in cases of living defendants.

2. And be it enacted, That this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER COCCCLXXIII.

A further supplement to the act entitled "An act concerning roads," revised and approved April sixteenth, eighteen hundred and forty-six.

Whereas, changes in public roads are frequently desirable and necessary, to accommodate public and private interests, by vacating short pieces of such roads and relaying them in other places; and whereas for small changes, proceedings under the present act to which this is a supplement, are both expensive and troublesome, and are attended with much delay, so much so that few persons are willing for the public good to incur

expenses attendant on such change; for remedy thereof.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That whenever ten or more persons, being freeholders, shall think any alteration of any public road necessary in any part of the county wherein they reside, by having a portion of such road vacated, not exceeding in length six hundred yards, and said road changed by relaying it in another place (the road so related not to exceed six hundred yards in length) they may make application to three of the surveyors of the highways of the said county, one of whom shall be a surveyor of the highways wherein the portion of the road proposed to be vacated shall be situated (unless the road to be vacated, or related, shall run through his land, in which case a surveyor of an adjoining township may be selected in his stead), the other two surveyors to be taken from the surveyors of the highways of two of the adjoining townships by public notice in writing signed by said freeholders and put up in three public places in the township where the said road so proposed to be vacated or altered is situated, which notice shall contain a description of the portion of road proposed to be vacated and a general description of the road proposed to be laid out in lieu of the one so vacated, and shall name a day and hour not less than ten days from the putting up of such notice, and when they will apply to one of the judges of the court of common pleas of said county at his chambers (giving also the name and residence of said judge) for the selection and appointment of said three surveyors of the highways as aforesaid, which judge upon due proof being made to him of the putting up of said notices as required by this act, without any further application than a copy of the notices so as aforesaid put up, is hereby authorized to make such selection and appointment from the acting surveyors of the highways, as aforesaid, by an order under his hand, which order shall name the said surveyors and the township wherein they severally reside, and shall fix the time and place of meeting of said surveyors, and for so doing he shall receive the sum of one dollar.

2. And be it further enacted, That said applicants shall cause the said order, so as aforesaid, to be copied, and a copy thereof served on each of the surveyors therein mentioned, at least six days before the day therein appointed for their meeting.

3. And be it further enacted, That the likens required to be put up by the second section of the act to which this is a supplement, shall be given of the time and place of meeting of said surveyors.

4. And be it further enacted, That said three surveyors, so selected, when met as aforesaid, or a majority of them, on due proof being made to them of the putting up of the notices of their said meeting, as required by this supplement, on which said surveyors shall decide and their decision shall be final and conclusive, and they shall thereupon proceed, as surveyors are now required to proceed by the fifth section of the act to which this is a supplement, and the first and second sections of a supplement thereto, approved March first, eighteen hundred and fifty, and the certificate and return of said surveyors shall be final and conclusive as to the alteration of any road made in pursuance herewith and the same may be opened, on petition to the owner of the land not applicants, the damages assessed to him, her, or them, and on his, her, or their refusal to accept the same, then by paying the same to the clerk of the county wherein said road is situated.

5. And be it further enacted, That the said applicants shall cause to be returned with the certificate of said surveyors, to the clerk of the county, the order made by said judge, and the notice wherein said order was founded, and such certificate and proceedings shall not be set aside for matters of form, and any omission may be supplied, by affidavit and an order of the court, amending such return in matters of substance, and said clerk shall receive ten cents per folio for recording said proceedings and return.

6. And be it enacted, That if the township committee, or the owner of lands or real estate so taken as aforesaid, shall be dissatisfied with the assessment of said surveyors, they may have the same reviewed by the fifth section of the supplement to the act to which this is a further supplement, which supplement was approved March first, eighteen hundred and fifty.

7. And be it enacted, That the provisions of this act shall not extend to the counties of Sussex and Somerset, and that this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER COCCCLXXIV.

An act to authorize Railroad Companies to charge and collect an excess of ten cents, where fare is paid in the cars.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That it shall be lawful for any railroad company owning or operating a railroad in this state, to demand and collect an excess charge of ten cents, over the regular established rate of fare, from any passenger who pays fare in the cars in which he or she may have taken passage; provided, however, that it shall be the duty of such company to give to any passenger paying such excess a receipt or other evidence of such payment, and which shall entitle the holder thereof to have such excess charge refunded, upon delivery of the same at any ticket office of the said company, upon the line of their railroad.

2. And be it enacted, That this act shall take effect immediately, and shall be deemed and taken to be a public law.

Approved March 27, 1874.

CHAPTER COCCCLXXV.

An act to revise certain acts and to legalize and ratify proceedings thereunder.

Whereas, the governor of this state, in accordance with the provisions of an act entitled "An act providing for declaring and making known that certain laws and joint resolutions have become inoperative and void," approved March third, eighteen hundred and seventy-three, has by his proclamation, duly issued and dated the first day of December, anno domini eighteen hundred and seventy-three, made known that the acts herein enumerated, have become and are inoperative and void, because the parties therein interested have failed to pay the assessment required by law; and whereas such failure to pay said assessment has arisen in many cases from mistake or inadvertence, now therefore—

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the following acts, to wit:

"An act to renew the charter of the Farmers' and Mechanics' Bank of Rahway, and to increase the capital stock thereof," approved February second, eighteen hundred and sixty.

"An act to incorporate the Morris-town, Haver and Paterson Canal Company," approved February twenty-first, eighteen hundred and sixty.

A further supplement to the act entitled "An act to incorporate the Sussex Mine Railroad Company," approved March ninth, eighteen hundred and forty-eight; approved February twenty-first, eighteen hundred and sixty.

An act to confirm certain deeds made by Joseph L. Corey, surviving executor of the last will and testament of Joseph L. Corey, late of the township of New Providence, in the county of Essex (now Union), deceased; approved February twenty-ninth, eighteen hundred and sixty.

A further supplement to the act entitled "An act to incorporate the Northern Railroad of New Jersey," approved February ninth, one thousand eight hundred and fifty-four; approved March seventh, eighteen hundred and sixty.

An act to incorporate the Citizens' Gas Light, Company of Freehold, approved March fourteenth, eighteen hundred and sixty.

A supplement to an act entitled "An act to incorporate the Hightstown and Perinerville Turnpike Company," approved March ninth, eighteen hundred and fifty-nine; approved March fourteenth, eighteen hundred and sixty.

An act to confirm the conveyance of a lot of land in the city of Newark, in the county of Essex, from Thomas C. Hunt and Mary, his wife, to Joseph Booth, approved March seventeenth, eighteen hundred and sixty.

A further supplement to the act entitled "An act to incorporate the Hightstown and Perinerville Turnpike Company," approved March ninth, eighteen hundred and fifty-nine; approved March fourteenth, eighteen hundred and sixty.

An act to establish a turnpike road from the town of Hightstown to Hoboken in the county of Bergen, passed November thirteenth, eighteen hundred and twenty-third; approved March seventeenth, eighteen hundred and sixty.

An act to vest in the heirs at law of Anthony Johnson, deceased, certain land and real estate in the county of Burlington, whereof William Ashton, died seized; approved March twenty-first, eighteen hundred and sixty.

An act to incorporate the Mudham and Chester Railroad Company, approved March twenty-second, eighteen hundred and sixty.

A further supplement to the act entitled "An act to incorporate the Cape May and Atlantic City Railroad Company," approved March first, eighteen hundred and fifty-one; approved March twenty-second, eighteen hundred and sixty.

A supplement to an act entitled "An act to incorporate the Hoboken and Weehawken Horse Railroad Company, and to confirm the grants therein mentioned," approved February fourteenth, eighteen hundred and sixty; approved March twenty-second, eighteen hundred and sixty.

An act to amend an act entitled "An act to incorporate the Hoboken Fire and Marine Insurance Company," passed March twenty-third, eighteen hundred and fifty-nine; approved March twenty-second, eighteen hundred and sixty.

An act to incorporate the Farmers' Mutual Fire Insurance Association of Warren county, approved March twenty-second, eighteen hundred and sixty.

A further supplement to the act entitled "An act to enable the owners of the swamps and bog meadows lying on a tract and west branches of the Pulling's Kill, in the township of Newton, in the County of Sussex, to drain the same," passed March first, eighteen hundred and thirty-six; approved February sixteenth, eighteen hundred and sixty-one.

A further supplement to an act entitled "An act to incorporate the Hackensack and New York Railroad Company," approved March fourteenth, eighteen hundred and sixty-one; approved March twelfth, eighteen hundred and sixty-one.

An act to incorporate the stockholders of the Beverly and Mount Holly Turnpike or Park Road by the name of "Beverly and Mount Holly Turnpike Company," approved March fourteenth, eighteen hundred and sixty-one.

An act to enable Michael Mullone to convey and dispose of his property, approved March fifteenth, eighteen hundred and sixty-one.

A supplement to an act entitled "An act to incorporate the Trenton Horse Railroad Company," approved March ninth, eighteen hundred and fifty-nine; approved March fifteenth, eighteen hundred and sixty-one.

A supplement to an act entitled "An act to incorporate the New Brunswick Water Company," approved March first, eighteen hundred and fifty-nine; approved March fifteenth, eighteen hundred and sixty-one.

An act to incorporate the Trenton and Camden Railroad Company, approved March first, eighteen hundred and sixty-one.

An act to authorize the Lehigh Crane Iron Company, incorporated by an act of the legislature of Pennsylvania to construct a railroad in the county of Sussex, for the use of their iron mines in the vicinity thereof, approved March nineteenth, eighteen hundred and sixty-two.

An act to authorize "The Thomas Iron Company" to construct a railroad from their mines and other mines in the vicinity thereof in the county of Morris, to the Morris Canal and the Morris and Essex Railroad, approved March twenty-seventh, eighteen hundred and sixty-two.

A further supplement to the act entitled "An act to incorporate the Sussex Mine Railroad Company," approved March ninth, eighteen hundred and forty-eight; approved February twenty-first, eighteen hundred and sixty.

An act to enable the owners and possessors of the meadow, marsh and swamp-land on New Port or Autuxet creek, in the county of Cumberland, to make a dam across the said creek and to erect and maintain banks, dikes, dams and water works sufficient to prevent the tide from overflowing the same, approved February ninth, eighteen hundred and sixty-three.

A supplement to an act entitled "An act to incorporate the Marine Insurance Company of Newark, New Jersey," approved February twenty-fourth, eighteen hundred and fifty-two; approved February ninth, eighteen hundred and sixty-three.

An act supplementary to the act entitled "An act to incorporate the Camden, Moorestown, Hightstown and Mount Holly Horse Railroad Company," approved March sixteenth, eighteen hundred and sixty-five.

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"An act to incorporate the Moorestown and Mount Laurel Turnpike Company," approved February eleventh, eighteen hundred and sixty-three.

An act to authorize the erection of wharves piers and bulkheads in front of certain lands on Co. po's creek, in the city of Camden, approved March twenty-first, eighteen hundred and sixty-three.

An act to construct a railroad from the borough of Princeton to the Camden and Amboy Railroad approved March twenty-first, eighteen hundred and sixty-three.

An act to incorporate the Camden County Manufacturing Company, approved March twenty-fifth, eighteen hundred and sixty-three.

An act in relation to the Belleville and Newark Horse Car Company, approved March twenty-fifth, eighteen hundred and sixty-three.

An act to vest in the devisees under the will of Margaret Curtis, deceased, land and real estate in the county of Burlington, of which Emma Curtis died seized; approved March twenty-fifth, eighteen hundred and sixty-three.

An act to confirm a certain sale and conveyance made by Anna Maria Congie, late of the county of Hunterdon, dated March seventeenth, eighteen hundred and sixty-four.

A supplement to the act entitled "An act to incorporate the Camden County Manufacturing Company," approved March twenty-fifth, eighteen hundred and sixty-three; approved March twenty-second, eighteen hundred and sixty-four.

An act to incorporate the New Jersey Glass Manufacturing Company, in the county of Camden, approved March twenty-second, eighteen hundred and sixty-four.

A further supplement to the act entitled "An act to incorporate the Camden Island Turnpike Company," approved March first, eighteen hundred and fifty-one; approved March twenty-second, eighteen hundred and sixty-four.

An act to incorporate the Little Mantua Creek Meadow Company, approved March twenty-second, eighteen hundred and sixty-four.

A supplement to an act entitled "An act to incorporate the Elizabethport Manufacturing Company," passed February seventeenth, eighteen hundred and thirty-six; approved March twenty-second, eighteen hundred and sixty-four.

An act to authorize Luke Stansfield to vacate a certain part of a private road in the township of West Hoboken, in the county of Hudson, approved March twenty-third, eighteen hundred and sixty-four.

A supplement to an act entitled "An act to enable the owners and possessors of the meadows adjoining Assinonck or Brook creek, within the townships of Springfield and Mansfield, in the county of Burlington, to improve the same," passed March seventh, eighteen hundred and thirty-two; approved March twenty-third, eighteen hundred and sixty-four.

A further supplement to the act entitled "An act to incorporate the Stockton and Norton Turnpike Company," approved March eighteenth, eighteen hundred and fifty-nine; approved March twenty-fourth, eighteen hundred and sixty-four.

A supplement to an act entitled "An act to incorporate the Washington Aqueduct Company," approved January twentieth, one thousand eight hundred and thirty-one; approved March twenty-fourth, eighteen hundred and sixty-four.

A further supplement to the act entitled "An act to incorporate the Jersey City Gas Light Company," approved March first, eighteen hundred and forty-nine; approved March twenty-ninth, eighteen hundred and sixty-four.

An act to incorporate the Union Club of Orange, in the county of Essex, approved March twenty-ninth, eighteen hundred and sixty-four.

An act for the Relief of James N. Lawrence, approved April fourteenth, eighteen hundred and sixty-four.

An act to incorporate the Congress Hall Hotel Company, approved April fourteenth, eighteen hundred and sixty-four.

An act to incorporate the South Jersey Cranberry Company, approved March tenth, eighteen hundred and sixty-five.

An act to incorporate the Schooler's conveyance and disposes of his property, approved March twenty-second, eighteen hundred and sixty-five.

An act to authorize the West Hoboken and Hoboken Passenger Railway Company and the Hoboken and Hudson City Horse Car Railroad Company, or either of them, to sell and convey their or its property, franchises and franchises to the Hoboken and Weehawken Horse Railroad Company, and the latter company to purchase and hold, possess, exercise and enjoy the same, and to alter the name of the last mentioned company to that of the "North Hudson County Railway Company," approved March twenty-ninth, eighteen hundred and sixty-five.

A further supplement to "An act incorporating the New York and Fort Lee Railroad Company," approved March thirtieth, eighteen hundred and sixty-five.

An act to incorporate the Camden, Moorestown, Hightstown and Mount Holly Horse Railroad Company, approved April fifth, eighteen hundred and sixty-five.

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